

GOVERNMENT OF TELANGANA
A B S T R A C T

Scheduled Castes Development Department – Land Acquisition for House Sites - Dubba locality of Nizamabad Mandal & District - Land acquired to the extent of Ac.2-06 gts. in Survey No.3295&3297 for providing house sites to the weaker sections – Sanction of Rs.4,36,63,780/- towards half of the decretal charges in LAA.S.No.575/13 in O.P.No.1043/2008 – Orders - Issued.

SCHEDULED CASTES DEVELOPMENT (BUD.LA) DEPARTMENT

G.O.RT.No. 460

Dated: 25/11/2015.

Read the following:

1. From the Commissioner of Social Welfare, Hyderabad, Lr.Rc.No.E/348/2014, dated: 04.07.2014.
2. From the Chief Commissioner of Land Administration, Telangana, Hyderabad, Lr.No.LAII/57/2014, dated: 20.11.2014

ORDER:

In the reference 1st read above, the Chief Commissioner of Land Administration, Telangana, Hyderabad has stated that the District Collector, Nizamabad has submitted the proposals to the Commissioner of Social Welfare, Hyderabad for sanction of half of the decretal charges for an amount of Rs.4,36,63,780/- (Rupees Four crores Thirty Six lakhs Sixty three thousand Seven hundred and Eighty only) in LAA.S.No.575/13 in O.P.No.1043/2008, dated:10.02.2014 towards the land acquired for providing House sites to the weaker sections of the society under Indiramma Housing Programme in Sy.No.3295 & 3297 to an extent of Ac.2-06 gts situated at Dubba locality of Nizamabad Mandal & District. The Land Acquisition Officer & Revenue Divisional Officer, Nizamabad has passed Award vide Proc.No.B2/8175/95, dated: 03.01.2004 by fixing Market value of Rs.46/- per Sq.yard.

2. Aggrieved by this, the Land losers (awardees) have filed O.P.No.1043/2008 U/s 18 of the L.A.Act, and that the 1st Additional Judge Court, Nizamabad in its Judgment, dated: 03.06.2013 has allowed the petition by enhancing the market value of the acquired Land @ of Rs.600 per Sq.yard and additional market value at 12% per annum on the market value from the date of publication of the notification under Section 4(1) of the Act up to the date of the award under Section 23(1A) of the Act, solatium at 30% under Section 23(2) and interest at 9% per annum for the first year and thereafter at 15% per annum from the date of taking possession of the land of claimant till the payment of compensation amount under Sections 34 and 28.

3. Aggrieved by the said Lower Court order, the Land Acquisition Officer has preferred an Appeal before the Hon'ble High Court of A.P., and the Hon'ble High Court in its judgment in LAA.S.No.575/13 in O.P.No.1043/2008, dated: 10.02.2014 has passed the interim direction for payment of half of the amount covered by the decree passed by the trial court within (8) weeks.

4. Thereafter, the District Collector, Nizamabad has submitted the proposals to the Commissioner of Social Welfare, Hyderabad for sanction of half of the decretal charges as per the Hon'ble High Court interim orders in LAA.S.No.575/13, dated: 10.02.2014 in O.P.No.1043/2008.

5. The Chief Commissioner of Land Administration, Telangana State has verified and scrutiny the calculation made by the District Collector, Nizamabad/Commissioner of Scheduled Castes Development Department and sent a comparative calculation sheet and arrived at Rs.4,36,63,780/- (Rupees Four crores Thirty Six lakhs Sixty three thousand Seven hundred and Eighty only.) As such the Chief Commissioner of Land Administration has requested the Government to release the half of the decretal charges as per the Hon'ble Court interim orders in LAA.S.No.575/13, dated: 10.02.2014 in O.P.No.1043/2008.

[P.T.O.]

6. Government, after careful examination of the above proposal, hereby permit the Director, Scheduled Caste Development Department, Telangana, Hyderabad for release of an amount of Rs.4,36,63,780/- (Rupees Four crores Thirty Six lakhs Sixty three thousand Seven hundred and Eighty only.) to the District Collector, Nizamabad towards payment of half of the decretal charges in LAA.S.No.575/2013 in O.P.No.1043/2008 for the land acquired to an extent of Ac.2.06 Gts in Survey No.3295&3297 situated at Dubba locality of Nizamabad Mandal & District for providing house sites to the weaker section people.

7. The expenditure sanctioned in para (6) above shall be met within the B.E-2015-16 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes
– 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State
Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma
Programme – 310/312 – Other Grant – in – Aid”.

8. The Director of Scheduled Castes Development Department, Telangana State Hyderabad is directed to issue necessary Proceedings to the District Collector, Nizamabad to comply with the Court orders LAA.S.No.575/52013 in O.P.No.1043/2008, dated:10.02.2014.

9. The District Collector, Nizamabad shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

10. This order issues with the concurrence of Finance (EBS.III) Department, vide their U.O.No.3840/173/A1/EBS.III/2015, dated: 23.3.2015.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

BENHUR MAHESH DUTT EKKA
SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration,
Telangana State, Hyderabad
The Director of Scheduled Castes Development Department, Hyderabad,
The District Collector, Nizamabad.

Copy to:

The Director of Treasury & Accounts, Telangana State, Hyderabad,
The Accountant General, Telangana State, Hyderabad,
The District Treasury Officer, Nizamabad District.
The Special Government Pleader for Social Welfare,
High Court Buildings, Hyderabad.
SF/SC.

//FORWARDED: BY ORDER//

SECTION OFFICER